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FILED

MAY 27 2014

**SECRETARY, BOARD OF
OIL, GAS & MINING**

**BEFORE THE BOARD OF OIL, GAS AND MINING
DEPARTMENT OF NATURAL RESOURCES
STATE OF UTAH**

UTAH CHAPTER OF THE SIERRA CLUB,
NATURAL RESOURCES DEFENSE
COUNCIL, SOUTHERN UTAH
WILDERNESS ALLIANCE, AND THE
NATIONAL PARKS CONSERVATION
ASSOCIATION

Petitioners,

v.

DIVISION OF OIL, GAS, & MINING
DEPARTMENT OF NATURAL
RESOURCES, STATE OF UTAH

Respondent,

ALTON COAL DEVELOPMENT, LLC,
Respondent/Intervenor.

**NOTICE REGARDING PETITIONERS'
DECEMBER 21, 2010 PETITION FOR
COSTS AND EXPENSES**

Docket No. 2009-019

Cause No. C/025/005

The Utah Chapter of the Sierra Club, the Natural Resources Defense Council, the Southern Utah Wilderness Alliance, and the National Parks Conservation Association ("Petitioners") hereby notify the Board that they do not intend to pursue their Petition for an Award of Costs and

Expenses Including Reasonable Attorney Fees ("Petition for Costs"). The Petition sought costs and expenses against the Division with respect to an issue on which the Division took action to correct an error that Petitioners identified in this proceeding.

The Petition for Costs was filed on December 21, 2010, more than three years ago, and Petitioners have not pursued it. The amount at issue was comparatively small. Although the Petition for Costs was supported under the specific standard that applies to such an award when sought by a person against the Division, Petitioners believe that it is long past time for this proceeding to be brought to a close. Petitioners therefore now formally withdraw their Petition for Costs.

DATED this 27th day of May, 2014.

CHRISTENSEN & JENSEN, P.C.

A handwritten signature in black ink, appearing to be "Karra J. Porter", written over a horizontal line.

Karra J. Porter
Phillip E. Lowry, Jr.
Attorneys for Petitioners
Utah Chapter of the Sierra Club et al.

CERTIFICATE OF SERVICE

I hereby certify that on this 27th day of May, 2014, a true and correct copy of the foregoing

NOTICE REGARDING PETITIONERS' DECEMBER 21, 2010 PETITION FOR COSTS

AND EXPENSES was delivered via email to the following:

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